



DEPARTMENT OF ENERGY  
Federal Energy Regulatory Commission

Banister Hydro, Inc.

Project No. 9028-011

Notice of Intent to File License Application, filing of Pre-Application Document,  
Approving Use of The Traditional Licensing Process

- a. Type of Filing: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process.
- b. Project No.: 9028-011
- c. Date Filed: July 28, 2021
- d. Submitted By: Banister Hydro, Inc. (Banister Hydro)
- e. Name of Project: Halifax Hydroelectric Project
- f. Location: On the Banister River in Halifax County, Virginia. The project does not occupy any federal land.
- g. Filed Pursuant to: 18 CFR 5.3 of the Commission's regulations
- h. Potential Applicant Contact: Mr. Lewis C. Loon, General Manager, Operations and Maintenance - USA, KEI (USA) Power Management Inc., 423 Brunswick Ave., Gardiner, ME 04345; at (207) 203-3027 or email at [lewis.loon@kruger.com](mailto:lewis.loon@kruger.com).
- i. FERC Contact: Laurie Bauer at (202) 502-6519; or e-mail at [laurie.bauer@ferc.gov](mailto:laurie.bauer@ferc.gov).
- j. Banister Hydro filed its request to use the Traditional Licensing Process on July 28, 2021. Banister Hydro provided public notice of its request on July 28, 2021. In a letter dated September 10, 2021, the Director of the Division of Hydropower Licensing approved Banister Hydro's request to use the Traditional Licensing Process.
- k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and/or NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR, Part 402. We are also initiating consultation with the Virginia State Historic Preservation Officer, as required by section 106, National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

- l. With this notice, we are designating Banister Hydro as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act and consultation pursuant to section 106 of the National Historic Preservation Act.
- m. Banister Hydro filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.
- n. A copy of the PAD may be viewed and/or printed on the Commission's website (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field, to access the document. At this time, the Commission has suspended access to the Commission's Public Reference Room, due to the proclamation declaring a National Emergency concerning the Novel Coronavirus Disease (COVID-19), issued by the President on March 13, 2020. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208 3676 (toll free), or (202) 502-8659 (TTY).
- o. The licensee states its unequivocal intent to submit an application for a new license for Project No. 9028. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by July 31, 2024.
- p. Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

DATED: September 10, 2021.

Kimberly D. Bose,  
Secretary.

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